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**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING "REFERENCE" APPLICATION**Docket Number (Optional)  
TOW-039In re Application of: **Tadashi TSUNODA**Application No.: **10/852800-Conf. #2015**Filed: **August 28, 2003**For: **A FUEL CELL CONFIGURED WITH DISCHARGE PASSAGES THAT PREHEAT FUEL GAS  
AND PREVENT CROSS LEAKAGE**

The owner, **Honda Giken Kogyo Kabushiki Kaisha**, of **100**  
percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of  
any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any  
patent granted on pending reference Application Number **10/808,581**, filed on **06/27/03**.  
as such term is defined in 35 U.S.C. 164 and 173, and as the term of any patent granted on said reference application may  
be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner  
hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it  
and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on  
the instant application and is binding upon the grantee, its successors or assigns.

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application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 164 and 173 of any patent  
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patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is  
found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR  
1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration  
of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on  
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. **46,690**

*David R. Burns*  
Signature

**May 15, 2006**  
Date

**David R. Burns**  
Typed or printed name

**(617) 227-7400**  
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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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Dated: May 15, 2006

Signature: *David R. Burns* (David R. Burns)

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